

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION**

**ANTHONY MEDINA,  
Petitioner,**

**v.**

**WILLIAM STEPHENS,  
Director, Texas Department of  
Criminal Justice, Correctional  
Institutions Division,  
Respondent.**

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**H-09-CV-3223**

**THIS IS A CAPITAL CASE.**

**Petitioner's Notice of Intent to File State Exhaustion Pleadings**

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Counsel for Petitioner Anthony Medina

On August 24, 2015, this Court ordered Petitioner to return to state court to exhaust state remedies with respect to one or more claims contained in the pending amended petition for writ of habeas corpus. (Docket #103, hereinafter “Order”). The Order stayed the federal habeas proceedings in the case and held it in abeyance pending the completion of state exhaustion proceedings. Subsequently Petitioner has asked the Court for clarification of the Order with respect to one specific issue. (Docket # 104). That request is currently pending before the Court.

Undersigned counsel have conferred with counsel for Respondent and informed him that Petitioner intends to file an exhaustion petition in the state courts of Texas on or before October 24, 2015. Counsel for Respondent has indicated he is not opposed to this plan of action.

This Notice is being filed in order to keep the Court apprised of the ongoing efforts to exhaust state remedies.

Respectfully submitted,

/s/ Robert L. McGlasson

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### **Certificate of Service**

I hereby certify that a true and correct copy of the foregoing has been served by CM/ECF upon counsel for Respondent:

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This 15th day of September, 2015.

/s/ Robert L. McGlasson

